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Hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient bostage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450. Alexandria, VA 22313-1450, on the date indicated below.

Date: August 13, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

Jürgen Ziegler et al.

Applic, No.

10/033.950 /

Filed

December 28, 2001

Title

Apparatus for Monitoring Intentional or Unavoidable Layer

Depositions and Method

Examiner

Thanh X Luu

Art Unit: 2878

INFORMATION DISCLOSURE STATEMEN UNDER 37 C.F.R. 1.97(C)(1)

Hon, Commissioner for Patents

Sir:

TECHNOLOGY CENTER 2800

In accordance with 37 C.F.R. 1.98 copies of the following patents and/or publications are submitted herewith:

United States Patent No. 5,885,352 (Mivaiima), dated March 23, 1999:

Japanese Patent Abstract JP 09-036102 (Eriquchi), dated February 7, 1997;

Japanese Office Action dated May 22, 2003.

In accordance with 37 C.F.R. 1.97(e) the undersigned herewith states that each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

In accordance with 37 C.F.R. 1.97 (c) (1), consideration of this Information Disclosure Statement is requested.

Respectfully submitted,

For Applicants

Wark P. Weichselbaum
Reg. No. 43,248

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Date: August 13, 2003

Lerner And Greenberg, P.A. Post Office Box 2480 Hollywood, FL 33022-2480 Tel: (954) 925-1100

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